

# PATENT

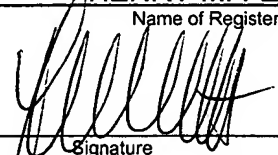
## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: HERLA-2

In re Application of:	)
MAX HERLA	)
Serial No.: 10/820,445	) Group Art Unit: 3721
Filed: April 8, 2004	)
For: SPINDLE UNIT WITH SWITCHABLE GEAR, AND METHOD FOR USING THE SPINDLE UNIT	)

### SUBMISSION OF MISSING PARTS OF NONPROVISIONAL APPLICATION UNDER 37 C.F.R. 1.53

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", on <u>July 14, 2004</u> .	
(Date)	
<u>HENRY M. FEIEREISEN</u>	
Name of Registered Representative	
	<u>7-14-2004</u>
Signature	Date of Signature

SIR:

In response to the Notice to File Missing Parts of Nonprovisional Application, Filing Date Granted, mailed on June 22, 2004, applicant herewith submits the following items for filing in the above-referenced U.S. Patent Application:

☐ An English translation of the originally filed German language application.

The hereto attached English language text is an accurate translation of the originally filed German language application.

☐ Applicant claims small entity status pursuant to 37 C.F.R. 1.27.

☒ Declaration and Power of Attorney, dated April 7, 2004.

☒ Copy of assignment, signed and dated by the inventor on April 7, 2004.

☒ Cover sheet for Recordation of Assignment.

☐ Certified copies of German priority applications No. , filed ; No. , filed and No. , filed .

☒ Check in the amount of \$940.00 to cover the filing fee of \$770.00, the surcharge of \$130.00 for late filing of the Declaration, and \$40.00 to cover the fee for recordation of the assignment.

☒ Filing Fee.

The filing fee is calculated as follows:

Basic Fee:	\$ 770.00
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Additional Fees:

Total number of claims: 12-20	\$ 0.00
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Number of independent claims: 2-3	\$ 0.00
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Submission of a multiple dependent claim:	\$ 0.00
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Reduction by 50% for a small entity	\$ 0.00
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TOTAL	\$ 770.00
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- ☒ Copy of Notice to File Missing Parts of Nonprovisional Application.
- ☐ Copy of Notice to File Corrected Application Papers.
- ☐ Preliminary Amendment.
- ☐ Request for Corrected Filing Receipt
- ☐ Information Disclosure Statement with ☐ references and ☐ PTO Form 1449.

Having now complied with all of the requirements of 37 C.F.R. 1.53, applicant respectfully requests that this application be placed upon the files for examination.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

Respectfully submitted,

By: \_\_\_\_\_

  
Henry M. Feiereisen  
Agent for Applicant  
Reg. No: 31,084

Date: July 14, 2004  
350 Fifth Avenue  
Suite 4714  
New York, N.Y. 10118  
(212) 244-5500  
HMF:be



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/820,445	04/08/2004	Max Herla	HERLA-2

CONFIRMATION NO. 7168

## FORMALITIES LETTER



\*OC000000013032047\*

020151  
 HENRY M FEIEREISEN, LLC  
 350 FIFTH AVENUE  
 SUITE 4714  
 NEW YORK, NY 10118

Date Mailed: 06/22/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:Total additional fee(s) required for this application is **\$900** for a Large Entity

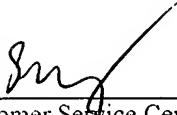
- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

07/19/2004 WRSFAW1 00000083 10820445  
 01 FC:1001 770.00 OP  
 02 FC:1051 130.00 OP

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*A copy of this notice MUST be returned with the reply.*

A handwritten signature in dark ink, appearing to be 'Smy', is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE